



Planning & Inspections Department

308 East Stadium Drive * Eden, North Carolina 27288-3523 * (336) 623-2110 * Fax (336) 623-4057

MEMO

To: Honorable Mayor and City Council
Thru: Brad Corcoran, City Manager
From: Kelly K. Stultz, AICP, Director
Subject: **Public Hearing - Annexation Request – Property Located At
331 Wilshire Drive and 400 Northridge Drive**
Date: August 6, 2012

At the regular July meeting, the Council scheduled this public hearing to hear comments regarding an annexation of property located at 331 Wilshire Drive and 400 Northridge Drive. The Petitions Requesting Annexation were filed by Ann Marie Fish and Susan M. Shockley.

Staff is of the opinion that this property should be annexed.

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS
OF THE CITY OF EDEN, NORTH CAROLINA

WHEREAS, the City Council of the City of Eden, North Carolina, has been petitioned under G. S. 160A-58.1 to annex the area described below; and

WHEREAS, the City Council of the City of Eden has by resolution directed the City Clerk to investigate the sufficiency of the petition; and

WHEREAS, the City Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held at the City Council Chamber, 308 East Stadium Drive at 7:30 o'clock p.m. on the 21st day of August, 2012, after due publication on August 8, 2012; and

WHEREAS, the City Council of the City of Eden finds that the petition meets the requirements of G.S. 160A-58.1(b), to wit:

(1) The nearest point on the proposed satellite corporate limits is not more than three miles from the corporate limits of the City;

(2) No point on the proposed satellite corporate limits is closer to another municipality than to the City;

(3) The area described is so situated that the City will be able to provide the same services within the proposed satellite corporate limits that it provides within the primary corporate limits;

(4) No subdivision, as defined in G.S. 160A-376, will be fragmented by this annexation;

(5) The area within the proposed satellite corporate limits, when added to the area within all other satellite corporate limits, does not exceed ten percent (10%) of the area within the primary corporate limits of the City; and

WHEREAS, the City Council of the City of Eden further finds that the petition has been signed by all the owners of real property in the area who are required by law to sign; and

WHEREAS, the City Council of the City of Eden further finds that the petition is otherwise valid, and that the public health, safety and welfare of the City of Eden and of the area proposed for annexation will be best served by annexing the area described.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Eden, North Carolina, that:

Section 1. By virtue of the authority granted by G.S. 160A-58.2, the following described territory is hereby annexed and made a part of the City of Eden as of June 30, 2012:

TRACT 1:

Beginning at a point, said point being in the northern right-of-way of Wilshire Drive, said point also being a common corner with Lots 11 and 12; thence from said point of beginning with the northern right-of-way of Wilshire Drive North 85 deg. 46 min. 08 sec. West 60.00 feet chord to a point, a common corner with Lots 12 and 13; thence leaving said road with the common line of Lots 12 and 13 North 15 deg. 40 min. East 145.00 feet to a point, the common corner of Lots 12 and 13; thence South 74 deg. 19 min. 13 sec. East 75.66 feet to a point, said point being a common corner of Lots 12 and 11; thence with the common line of Lots 11 and 12 South 22 deg. 52 min. 58 sec. West 134.15 feet to the point of beginning and being Lot 12, Section B of Northridge Mobile Home Subdivision as recorded in Map 22 at Page 10.

TRACT 2:

Beginning at a point, said point being in the northern right-of-way of Wilshire Drive, said point also being a common corner with Lots 8 and 9; thence from said point of beginning with the northern right-of-way of Wilshire Drive North 74 deg. 15 min. 30 sec. West 43.56 chord feet to a point in the right-of-way; thence as it curves to the right with a 20' radius a chord bearing and distance North 30 deg. 53 min. West 28.73 feet to a point in the eastern right of way of Northridge Drive; thence with the eastern right-of-way of Northridge Drive as it curves to the right a chord bearing and distance North 23 deg. 48 min. 02 sec. East 78.86 feet to a point; thence leaving said right-of-way with the common property line of Lots 8 and 7 South 84 deg. 15 min. 53 sec. East 68.14 feet to a point, a common corner with Lots 8 and 9; thence with the common line of Lots 8 and 9 South 22 deg. 52 min. 15 sec. West 110.51 feet to the point of beginning and being Lot 8, Section A of Northridge Mobile Home Subdivision as recorded in Map 22 at Page 10.

Section 2. Upon and after September 1, 2012, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Eden, and shall be entitled to the same privileges and benefits as other parts of the City of Eden. Said territory shall be subject to municipal taxes according to G. S. 160A-58.10.

Section 3. The Mayor of the City of Eden shall cause to be recorded in the Office of the Register of Deeds of Rockingham, and in the Office of the Secretary of State in Raleigh, North Carolina, an accurate map of the annexed territory described in Section 1 above, together with a duly certified copy of this Ordinance. Such a map shall be delivered to the Rockingham Board of Elections, as required by G.S. 163-288.1.

Section 4. Notice of adoption of this Ordinance shall be published once, following the effective date of annexation, in a newspaper having general circulation in the City of Eden.

Adopted this 21st day of August, 2012.

CITY OF EDEN

BY: _____
John E. Grogan, Mayor

ATTEST:

Sheralene Thompson, CMC
City Clerk